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September 7, 2012

U.S. Environmental Protection Agency  
Region 5  
Superfund Division (SR-6J)  
77 West Jackson Blvd.  
Chicago, IL 60604-3590

Attention: Ms. Michelle Kerr  
Remedial Project Manager

Re: Chemetco Site  
Hartford, Madison County, Illinois

Dear Ms. Kerr:

I received your Notice dated August 31, 2012, addressed to me as "President" of Midco Industries, Inc., in regard to the above.

First of all, I am not President of Midco; have never been President of Midco; and have never been an executive officer of Midco. I did serve as outside legal counsel of Midco for several years. I am NOT NOW counsel for Midco. Midco does not exist.

Midco operated a metal refinery and had its place of business in St. Louis, Missouri. It never operated in Illinois. Its refinery closed down in about 2002 after Chemetco shut down. It sold its plant and real estate in about 2006 and dissolved. Its shareholders at that time was a partnership located in the United Kingdom. The last known president of Midco was Chang P. Cheng of St. Louis, Missouri, and he personally told me he planned to move to California after Midco closed down.

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When Midco operated, it had a metals refinery in St. Louis, Missouri, with a vacuum furnace. Midco's main (80% - 90%) supplier of raw material was Chemetco, Inc. of Hartford, Illinois. Chemetco delivered metallic solder waste to Midco. Midco metallurgically removed the tin and lead from Chemetco's solder; sold the refined tin and lead itself and returned the remaining drosses, which contained some copper, to Chemetco. Midco had no remaining waste. Midco never acquired title to the solder or its remaining drosses. Midco did pay Chemetco for the removed refined tin and lead and Midco sold to its own customers. If my memory is correct, Chemetco itself delivered the solder to Midco and picked up the remaining drosses to return them to the Chemetco plant. Also based upon my memory, it was not Midco's normal business practice to sell or deliver any of its products or materials to the Hartford Chemetco plant site. Midco never had an environmental problem with waste because of the vacuum furnace and there was no remaining waste owned or retained by Midco.

I have had no direct contact or connection with the partnership owner in the United Kingdom for five (5) years or more. I am not sure it continues to exist or whether I would be able to make contact with it.

Very truly yours,



R. Emmett Fitzgerald

REF:bda